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IFW

PATENT  
ATTORNEY DOCKET NO. 054163-5003-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: David Cooke *et al.*

Application No.: 10/056,454

Group Art Unit: 1638

Filed: January 24, 2002

Examiner: D. Fox

For: IMPROVEMENT IN OR RELATING TO PLANT STARCH  
COMPOSITIONS

**MAIL STOP AF**

U.S. Patent and Trademark Office  
Arlington, VA 22202

Sir:

**AMENDMENT TRANSMITTAL FORM**

1. Transmitted herewith is an After Final Amendment and Response responding to the Final Office Action dated March 23, 2004.

2. Additional papers enclosed:

☒ Notice of Appeal

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. Constructive Petition

☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	60	minus	60	?	x \$18 each=	
Independent Claims (37 C.F.R. §1.16(b))	3	minus	4	?	x \$86 each=	
[ ] First presentation of Multiple dependent claim(s)					\$290.00	
SUB-TOTAL =						
Two-Month Extension of Time Fee						
TOTAL FEE =						0

6. Fee Payment


- ☒ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: June 17, 2004

By:

  
 Erich E. Veitenheimer  
 Reg. No. 40,420

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